

## Fiscal Estimate - 2009 Session

☒ Original
 ☐ Updated
 ☐ Corrected
 ☐ Supplemental

<b>LRB Number</b> <b>09-2329/1</b>	<b>Introduction Number</b> <b>SB-172</b>
<b>Description</b> Limiting a city's and village's use of direct annexation and authorizing limited town challenges to an annexation	
<b>Fiscal Effect</b>  <b>State:</b> <div style="display: flex; flex-wrap: wrap; padding: 5px;"> <div style="width: 33%;"> <input type="checkbox"/> No State Fiscal Effect  <input type="checkbox"/> Indeterminate  <input type="checkbox"/> Increase Existing Appropriations  <input type="checkbox"/> Decrease Existing Appropriations  <input type="checkbox"/> Create New Appropriations                         </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Existing Revenues  <input type="checkbox"/> Decrease Existing Revenues                         </div> <div style="width: 33%;"> <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget  <div style="display: flex; justify-content: space-around;"> <input checked="" type="checkbox"/> Yes                             <input type="checkbox"/> No                         </div> <input type="checkbox"/> Decrease Costs                     </div> </div> <b>Local:</b> <div style="display: flex; flex-wrap: wrap; padding: 5px;"> <div style="width: 33%;"> <input type="checkbox"/> No Local Government Costs  <input type="checkbox"/> Indeterminate  <div style="display: flex; justify-content: space-between;"> <div>                         1. <input checked="" type="checkbox"/> Increase Costs  <input checked="" type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                     </div> <div>                         3. <input type="checkbox"/> Increase Revenue  <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                     </div> </div> <div style="display: flex; justify-content: space-between;"> <div>                         2. <input type="checkbox"/> Decrease Costs  <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                     </div> <div>                         4. <input type="checkbox"/> Decrease Revenue  <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                     </div> </div> </div> </div> <div style="width: 33%;"> <b>5. Types of Local Government Units Affected</b>  <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input checked="" type="checkbox"/> Towns  <input type="checkbox"/> Counties  <input type="checkbox"/> School Districts                         </div> <div style="width: 33%;"> <input checked="" type="checkbox"/> Village  <input type="checkbox"/> Others  <input type="checkbox"/> WTCS Districts                         </div> <div style="width: 33%;"> <input checked="" type="checkbox"/> Cities                     </div> </div> </div>	

## **Fiscal Estimate Narratives**

**CTS 11/16/2009**

<b>LRB Number</b> 09-2329/1	<b>Introduction Number</b> SB-172	<b>Estimate Type</b> Original
<b>Description</b> Limiting a city's and village's use of direct annexation and authorizing limited town challenges to an annexation		

### **Assumptions Used in Arriving at Fiscal Estimate**

This bill limits the use of direct annexations and also limits the issues that form the basis for a circuit court challenge of certain annexations.

Under this bill, some claims may be brought that would otherwise be ineligible. The bill also limits the issues that may form the basis for certain annexation challenges. Although additional workload could be generated if more actions are filed in circuit court, no significant impact is expected upon circuit court operations as a result of this bill.

### **Long-Range Fiscal Implications**

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<b>Fund Sources Affected</b> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div> <input type="checkbox"/> GPR   <input type="checkbox"/> FED   <input type="checkbox"/> PRO   <input type="checkbox"/> PRS   <input type="checkbox"/> SEG   <input type="checkbox"/> SEGS                         </div> <div style="text-align: right;"><b>Affected Ch. 20 Appropriations</b></div> </div>	
<b>Agency/Prepared By</b> DOA/ Cathleen Connolly (608) 261-2292	<b>Authorized Signature</b> Martha Kerner (608) 266-1359
<b>Date</b> 4/29/2009	

## Fiscal Estimate Narratives

DOA 4/29/2009

LRB Number	09-2329/1	Introduction Number	SB-172	Estimate Type	Original
<b>Description</b> Limiting a city's and village's use of direct annexation and authorizing limited town challenges to an annexation					

### Assumptions Used in Arriving at Fiscal Estimate

#### STATE FISCAL EFFECT

Senate Bill 172's proposed change in law will not impact the state's responsibility to review proposed annexations within counties having a population of 50,000 or more and issue an advisory opinion as to whether the annexation is in or against the public interest as defined in statute. Therefore, there is no anticipated state fiscal effect.

#### LOCAL FISCAL EFFECT

Senate Bill 172's proposed change in law would clarify the prohibition against direct annexation by unanimous consent of any property that is not contiguous to the annexing city or village. The bill would also allow towns to initiate an action to contest a direct annexation by unanimous consent on the ground that the land being annexed is not contiguous to the annexing city or village.

The proposed changes may limit the number of annexations that are proposed under the direct annexation by unanimous consent option, however, cities, villages and private parties may choose other options. It is not possible to forecast whether overall the number of proposed annexations will decrease or increase.

The bill does not require any party to engage in litigation. The proposed changes may result in greater litigation around the issue of contiguity of annexed land and, therefore, result in greater costs for towns, cities and villages. However, those possible costs are speculative and indeterminate.

### Long-Range Fiscal Implications